

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SABBY VOLATILITY WARRANT MASTER FUND
LTD., ET AL.,

23-cv-601 (JGK)

Plaintiffs,

ORDER

- against -

KEVIN J. KENNEDY, ET AL.,

Defendants.

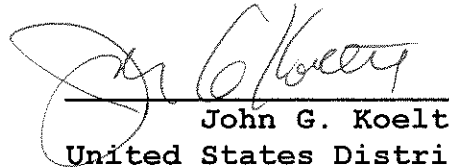
JOHN G. KOELTL, District Judge:

For the reasons stated on the record today, the defendants' motion to dismiss is **denied**. The Clerk is directed to close ECF No. 53.

The parties are directed to submit a Rule 26(f) report by December 22, 2023.

SO ORDERED.

Dated: New York, New York
December 13, 2023



John G. Koeltl
United States District Judge